

**APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC
WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office JUN 05 1998
Returned to applicant for correction JUL 01 1998
Corrected application filed AUG 31 1998
Map filed JUN 15 1995 See 08284

The applicant United States of America (USDA - Forest Service), hereby make application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

1. The source of the proposed appropriation is Bruneau River and Tributaries

2. The amount of water applied for is all unappropriated flow up to 326.0 second-feet

(a) If stored in reservoir give number of acre-feet

3. The water to be used for In situ wildlife purposes

4. If use is for:

(a) Irrigation, state number of acres to be irrigated

(b) Stockwater, state number and kinds of animals to be watered

(c) Other use (describe fully under No. 12. "Remarks") SEE "No. 12 Remarks"

(d) Power:

(1) Horsepower developed

(2) Point of return of water to stream

5. The water is to be diverted from its source at the following point NO DIVERSION. Location is lowest point on the natural stream system of Bruneau River in which in situ appropriation is made: SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 29, T.47N., R.56E., M.D.B.&M. or at a point from which the SE corner of Sec. 29, T.47N., R.56E., M.D.B.&M. bears S. 40 degrees 25' 57" E., 3893.6853 feet.

6. Place of Use Within the natural stream system of Bruneau River and its' tributaries on National Forest System lands, from its' headwaters down to the location identified above in No. 5, all within those sections identified on Attachment "A".

7. Use will begin about January 1 and end about December 31 of each year.

8. Description of proposed works NONE, NO DIVERSION or STORAGE WORKS

9. Estimated cost of works NONE, NO DIVERSION or STORAGE WORKS

10. Estimated time required to construct works NONE, NO DIVERSION or STORAGE WORKS

11. Estimated time required to complete the application of water to beneficial use 5 years

64201

12. Remarks: Appropriation is non-consumptive, in situ use of water in the natural stream system of Bruneau River for wildlife purposes. Map for item No. 5 is on file under Proof R-08627.

United States of America (USDA - Forest Service)
By s/Mary Wagner
(for) JACK A BLACKWELL, Regional Forester
324 25th Street
Ogden, Utah 84401

Compared my/cms

Protested AUG 21 1999 Humboldt River Basin Water Authority &
on OCT 06 1998 by Elko County

____ OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

ATTACHMENT "A"BRUNEAU RIVER

ALL OR PORTIONS OF THE FOLLOWING SECTIONS:

T43N R57E SECTION: 1 and 12

T43N R58E SECTION: 3, 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, and 18

T44N R56E SECTION: 1, 2, and 3

T44N R57E SECTION: 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 14, 23, 24, 25, and 36

T44N R58E SECTION: 4, 5, 6, 7, 8, 9, 15, 16, 17, 18, 19, 20, 21, 22, 28, 29, 30, 31, 32, 33, and 34

T45N R55E SECTION: 1, 2, 3, 4, 5, 6, 8, 9, 10, 11, 12, 13, 14, 23, 24, and 25

T45N R56E SECTION: 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 24, 25, 26, 27, 30, 34, 35, and 36

T45N R57E SECTION: 1, 2, 3, 4, 5, (NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$), 6 (NE $\frac{1}{4}$ NW $\frac{1}{4}$), 7 (NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$), 8 (SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$), 9, 10, 11, 12, 13, 14, 15, 16, 17 (SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$), 18 (NW $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$, 19, 20 (NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$), 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31 (NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$), 32, 33, 34, 35, and 36

T45N R58E SECTION: 6, 7, 18, 19, 28, 29, 30, 31, 32, and 33

T46N R55E SECTION: 1, 2, 3, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, and 36

T46N R56E SECTION: 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, and 36

T46N R57E SECTION: 4, 5, 6, 7, 8, 9, 14, 15, 16, 17 (NW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$), 18 (NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$), 19 (NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$), 20, 21, 22, 23, 25, 26, 27, 28, 29 (NW $\frac{1}{4}$, NE $\frac{1}{4}$, SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$), 30, 31, 32 (NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$, SE $\frac{1}{4}$), 33 (NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$), 34, 35, and 36

T46N R58E SECTION: 30 and 31

T47N R55E SECTION: 36

T47N R56E SECTION: 28, 29, 30, 31, 32, 33, 34, 35, and 36

T47N R57E SECTION: 31, 32, and 33

